

# Senate Amendment 5034

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1 1 Amend Senate File 2120 as follows:  
1 2 #1. By striking page 1, line 1, through page 2,  
1 3 line 31, and inserting the following:  
1 4 <Section 1. Section 462A.2, Code 2003, is amended  
1 5 by adding the following new subsection:  
1 6 NEW SUBSECTION. 30A. "Registration period" means  
1 7 the period of three years beginning on the first day  
1 8 of the month following the month of the birth of the  
1 9 owner of a vessel for vessels registered by the county  
1 10 recorder.  
1 11 Sec. 2. Section 462A.5, Code 2003, is amended to  
1 12 read as follows:  
1 13 462A.5 REGISTRATION AND IDENTIFICATION NUMBER.  
1 14 1. The owner of each vessel required to be  
1 15 numbered by this state shall register it every ~~two~~  
1 16 three years with the county recorder of the county in  
1 17 which the owner resides, or, if the owner is a  
1 18 nonresident, the owner shall register it in the county  
1 19 in which such vessel is principally used. The  
1 20 commission shall have supervisory responsibility over  
1 21 the registration of all vessels and shall provide each  
1 22 county recorder with registration forms and  
1 23 certificates and shall allocate identification numbers  
1 24 to each county.  
1 25 The owner of the vessel shall file an application  
1 26 for registration with the appropriate county recorder  
1 27 on forms provided by the commission. The application  
1 28 shall be completed and signed by the owner of the  
1 29 vessel and shall be accompanied by the appropriate  
1 30 fee, and the writing fee specified in section 462A.53.  
1 31 Upon applying for registration, the owner shall  
1 32 display a bill of sale, receipt, or other satisfactory  
1 33 proof of ownership as provided by the rules of the  
1 34 commission to the county recorder. If the county  
1 35 recorder is not satisfied as to the ownership of the  
1 36 vessel or that there are no undisclosed security  
1 37 interests in the vessel, the county recorder may  
1 38 register the vessel but shall, as a condition of  
1 39 issuing a registration certificate, require the  
1 40 applicant to follow the procedure provided in section  
1 41 462A.5A. Upon receipt of the application in approved  
1 42 form accompanied by the required fees, the county  
1 43 recorder shall enter it upon the records of the  
1 44 recorder's office and shall issue to the applicant a  
1 45 pocket-size registration certificate. The certificate  
1 46 shall be executed in triplicate, one copy to be  
1 47 delivered to the owner, one copy to the commission,  
1 48 and one copy to be retained on file by the county  
1 49 recorder. The registration certificate shall bear the  
1 50 number awarded to the vessel, the passenger capacity  
2 1 of the vessel, and the name and address of the owner.  
2 2 In the use of all vessels except nonpowered sailboats,  
2 3 nonpowered canoes, and commercial vessels, the  
2 4 registration certificate shall be carried either in  
2 5 the vessel or on the person of the operator of the  
2 6 vessel when in use. In the use of nonpowered  
2 7 sailboats, nonpowered canoes, or commercial vessels,  
2 8 the registration certificate may be kept on shore in  
2 9 accordance with rules adopted by the commission. The  
2 10 operator shall exhibit the certificate to a peace  
2 11 officer upon request or, when involved in a collision  
2 12 or accident of any nature with another vessel or other  
2 13 personal property, to the owner or operator of the  
2 14 other vessel or personal property.  
2 15 2. a. On all vessels except nonpowered sailboats  
2 16 the owner shall cause the identification number to be  
2 17 painted on or attached to each side of the bow of the  
2 18 vessel in such size and manner as may be prescribed by  
2 19 the rules of the commission. On nonpowered boats the  
2 20 number may be placed at alternate locations as  
2 21 prescribed by the rules of the commission. All numbers

2 22 shall be maintained in a legible condition at all  
2 23 times.

2 24 No number, other than the number awarded to a  
2 25 vessel under the provisions of this chapter or granted  
2 26 reciprocity pursuant to this chapter, shall be  
2 27 painted, attached or otherwise displayed on either  
2 28 side of the bow of ~~such the~~ vessel.

2 29 The owner of each vessel must display and maintain,  
2 30 in a legible manner and in a prominent spot on the  
2 31 exterior of ~~such the~~ vessel, other than the bow, the  
2 32 passenger capacity of the vessel which must conform  
2 33 with the passenger capacity designated on the  
2 34 registration certificate.

2 35 ~~2- b.~~ When an agency of the United States  
2 36 government ~~shall have~~ has in force an overall system  
2 37 of identification numbering for vessels, the numbering  
2 38 system prescribed by the commission pursuant to this  
2 39 chapter, shall be in conformity ~~therewith~~ with the  
2 40 overall system.

2 41 3. The registration fees for vessels subject to  
2 42 this chapter are as follows:

2 43 a. For vessels of any length without motor or  
2 44 sail, ~~five~~ twelve dollars.

2 45 b. For motorboats or sailboats less than ~~twelve~~  
2 46 sixteen feet in length, ~~eight~~ twenty-two dollars and  
2 47 fifty cents.

2 48 c. For motorboats or sailboats ~~twelve~~ sixteen feet  
2 49 or more, but less than ~~fifteen~~ twenty-six feet in  
2 50 length, ~~ten~~ thirty-seven dollars and fifty cents.

3 1 ~~d. For motorboats or sailboats fifteen feet or~~  
3 2 ~~more, but less than eighteen feet in length, twelve~~  
3 3 ~~dollars.~~

3 4 ~~e. For motorboats or sailboats eighteen feet or~~  
3 5 ~~more, but less than twenty-five feet in length,~~  
3 6 ~~eighteen dollars.~~

3 7 ~~f. d. For motorboats or sailboats twenty-five~~  
3 8 ~~twenty-six feet in length or more, twenty-eight but~~  
3 9 ~~less than forty feet in length, sixty dollars.~~

3 10 ~~e. For motor boats or sailboats forty feet in~~  
3 11 ~~length or more, one hundred twelve dollars and fifty~~  
3 12 ~~cents.~~

3 13 ~~f. For all personal watercraft, thirty-seven~~  
3 14 ~~dollars and fifty cents.~~

3 15 ~~4. a. Twelve registration periods are established~~  
3 16 ~~for the registration of vessels by the county~~  
3 17 ~~recorder. Each registration period shall commence on~~  
3 18 ~~the first day of each calendar month following the~~  
3 19 ~~month of the birth of the owner of the vessel and end~~  
3 20 ~~on the last day of the thirty-sixth month. Vessels~~  
3 21 ~~subject to registration which are owned by a person~~  
3 22 ~~other than a natural person shall be registered for a~~  
3 23 ~~registration period as determined by the county~~  
3 24 ~~treasurer.~~

3 25 ~~b. Every registration certificate and number~~  
3 26 ~~issued becomes delinquent expires at midnight April 30~~  
3 27 ~~of odd-numbered years on the last day of the last year~~  
3 28 ~~of the registration period unless terminated or~~  
3 29 ~~discontinued in accordance with this chapter. After~~  
3 30 ~~January 1 in odd-numbered years, an unregistered~~  
3 31 ~~vessel and a renewal of registration may be registered~~  
3 32 ~~for the two-year registration period beginning May 1~~  
3 33 ~~of that year. After January 1 in even-numbered years,~~  
3 34 ~~unregistered vessels may be registered for the~~  
3 35 ~~remainder of the current registration period at fifty~~  
3 36 ~~percent of the appropriate registration fee. A person~~  
3 37 ~~shall not be considered to be operating a vessel with~~  
3 38 ~~an expired registration for a period of one month~~  
3 39 ~~following the expiration date of the vessel~~  
3 40 ~~registration.~~

3 41 ~~c. If a timely application for renewal is made,~~  
3 42 ~~the applicant shall receive the same registration~~  
3 43 ~~number allocated to the applicant for the previous~~  
3 44 ~~registration period. If the application for~~  
3 45 ~~registration for the biennium is not made before May 1~~  
3 46 ~~of each odd-numbered year, is expired, the applicant~~  
3 47 ~~shall be charged a penalty of five dollars.~~

3 48 ~~4- 5.~~ If a person, after registering a vessel,  
3 49 moves from the address shown on the registration  
3 50 certificate, the person shall, within ten days, notify  
4 1 the county recorder in writing of the old and new  
4 2 address. If appropriate, the county recorder shall

4 3 forward all past records of the vessel to the recorder  
4 4 of the county in which the owner resides.

4 5 If the name of a person, who has registered a  
4 6 vessel, is changed, the person shall, within ten days,  
4 7 notify the county recorder of the former and new name.

4 8 No fee shall be paid to the county recorder for  
4 9 making the changes mentioned in this subsection,  
4 10 unless the owner requests a new registration  
4 11 certificate showing the change, in which case a fee of  
4 12 one dollar plus a writing fee shall be paid to the  
4 13 recorder.

4 14 If a registration certificate is lost, mutilated or  
4 15 becomes illegible, the owner shall immediately make  
4 16 application for and obtain a duplicate registration  
4 17 certificate by furnishing information satisfactory to  
4 18 the county recorder.

4 19 A fee of one dollar plus a writing fee shall be  
4 20 paid to the county recorder for a duplicate  
4 21 registration certificate.

4 22 If a vessel, registered under this chapter, is  
4 23 destroyed or abandoned, the destruction or abandonment  
4 24 shall be reported to the county recorder and the  
4 25 registration certificate shall be forwarded to the  
4 26 office of the county recorder within ten days after  
4 27 the destruction or abandonment.

4 28 ~~5-~~ 6. All records of the commission and the  
4 29 county recorder, other than those declared by law to  
4 30 be confidential for the use of the commission and the  
4 31 county recorder, shall be open to public inspection  
4 32 during office hours.

4 33 ~~6-~~ 7. The owner of each vessel which has a valid  
4 34 marine document issued by the bureau of customs of the  
4 35 United States government or any federal agency  
4 36 successor thereto shall register it every ~~two~~ three  
4 37 years with the county recorder in the same manner  
4 38 prescribed for undocumented vessels and shall cause  
4 39 the registration validation decal to be placed on the  
4 40 vessel in the manner prescribed by the rules of the  
4 41 commission. When the vessel bears the identification  
4 42 required in the documentation, it is exempt from the  
4 43 placement of the identification numbers as required on  
4 44 undocumented vessels. The fee for such registration  
4 45 is twenty-five dollars plus a writing fee.

4 46 ~~7-~~ 8. If the owner of a currently registered  
4 47 vessel places the vessel in storage, the owner shall  
4 48 return the registration certificate to the county  
4 49 recorder with an affidavit stating that the vessel is  
4 50 placed in storage and the effective date of the  
5 1 storage. The county recorder shall notify the  
5 2 commission of each registered vessel placed in  
5 3 storage. When the owner of a stored vessel desires to  
5 4 renew the vessel's registration, the owner shall apply  
5 5 to the county recorder and pay the registration fees  
5 6 plus a writing fee as provided in subsections 1 and 3  
5 7 without penalty. No refund of registration fees shall  
5 8 be allowed for a stored vessel.

5 9 ~~8-~~ 9. The registration certificate shall indicate  
5 10 if the vessel is subject to the requirement of a  
5 11 certificate of title and the county from which the  
5 12 certificate of title is issued.

5 13 10. To implement the change from odd-numbered  
5 14 calendar year registration to the system provided for  
5 15 in subsection 4, the vessels registered by the county  
5 16 recorder on or after December 1, 2004, shall be  
5 17 registered as follows:

5 18 a. Vessel registrations which are not delinquent  
5 19 under the calendar year system may be registered on or  
5 20 after December 1, 2004, up to and including April 30,  
5 21 2005, without penalty. Registrations paid on or after  
5 22 May 1, 2005, shall be subject to a penalty of five  
5 23 dollars.

5 24 b. Vessels shall be registered for the registration  
5 25 period as defined in section 462A.2 minus any  
5 26 unexpired months remaining under the previous  
5 27 registration. If the registration of the vessel is  
5 28 for a period of less than thirty-six months, the  
5 29 registration fee shall be prorated for the unexpired  
5 30 months. If the registration of the vessel is for a  
5 31 period of more than thirty-six months, the  
5 32 registration shall be prorated for the additional  
5 33 months.

5 34 c. When a registration fee computed contains a  
5 35 fractional part of a dollar, the fee shall be computed  
5 36 to the nearest half-dollar. However, the fee shall  
5 37 not be less than one dollar.>  
5 38 #2. Page 2, line 34, by inserting after the word  
5 39 <operator> the following: <of a personal watercraft  
5 40 or>.  
5 41 #3. Page 3, line 1, by striking the words  
5 42 <~~personal watercraft~~> and inserting the following:  
5 43 <personal watercraft or>.  
5 44 #4. Page 3, line 2, by striking the words  
5 45 <~~personal watercraft~~> and inserting the following:  
5 46 <personal watercraft or>.  
5 47 #5. Page 3, line 4, by inserting after the word  
5 48 <in> the following: <personal watercraft or>.  
5 49 #6. Page 3, line 7, by striking the words  
5 50 <~~personal watercraft~~> and inserting the following:  
6 1 <personal watercraft or>.  
6 2 #7. Page 7, by inserting after line 12, the  
6 3 following:  
6 4 <Sec. \_\_\_\_\_. APPLICABILITY. The registration system  
6 5 established for vessels pursuant to this Act applies  
6 6 to new registrations on or after January 1, 2005, and  
6 7 to renewals effective for registration periods  
6 8 beginning on or after January 1, 2005.>  
6 9 #8. By renumbering as necessary.  
6 10  
6 11  
6 12  
6 13 DAVID JOHNSON  
6 14 SF 2120.701 80  
6 15 av/gg